

**ASSEMBLY BILL**

**No. 300**

**Introduced by Assembly Member Goldberg  
(Coauthors: Assembly Members Cohn, Hancock, Liu, Mullin,  
Pavley, Plescia, Reyes, and Wyland)**

February 6, 2003

An act to amend Sections 8242, 35534, and 35738 of the Education Code, relating to education.

LEGISLATIVE COUNSEL'S DIGEST

AB 300, as introduced, Goldberg. Education.

Existing law authorizes the Department of Education, upon request, to waive its regulations for staffing and group size ratios for programs in which subsidized children comprise a majority of the enrollment.

This bill would instead authorize the Superintendent of Public Instruction, upon request, to waive the requirements for staffing and group size ratios without regard to program enrollment.

This bill would make other technical and nonsubstantive changes to the Education Code.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 8242 of the Education Code is amended
- 2 to read:
- 3 8242. If there are no facilities in the area able to meet the
- 4 special needs of particular children, ~~then the department~~
- 5 *Superintendent of Public Instruction* may, upon request, waive ~~its~~

1 ~~regulations~~ *the requirements* for staffing and group size ratios  
2 ~~under Title 5 of the California Administrative Code and the laws~~  
3 ~~upon which those regulations are promulgated for programs in~~  
4 ~~which subsidized children comprise a majority of the enrollment~~  
5 *established pursuant to Section 8288.*

6 SEC. 2. Section 35534 of the Education Code is amended to  
7 read:

8 35534. Except as provided in Sections 35535 and 35536 and  
9 subject to compliance with Section ~~5400~~ 54900 of the Government  
10 Code, any action to reorganize a school district shall be effective  
11 for all purposes on July 1 of the calendar year following the  
12 calendar year in which ~~such~~ *the* action is completed.

13 SEC. 3. Section 35738 of the Education Code is amended to  
14 read:

15 35738. Plans and recommendations may include a method of  
16 dividing the bonded indebtedness other than the method specified  
17 in paragraphs (1) and (2) of subdivision (b) of Section 35576 for  
18 the purpose of providing greater equity in the division.  
19 Consideration may be given to ~~assess~~ *assessed* valuation, number  
20 of pupils, property values, and other matters which the petitioners  
21 or county committee deems pertinent.

